

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS

BOSTON REDEVELOPMENT AUTHORITY

ORDER OF TAKING

WHEREAS, the BOSTON REDEVELOPMENT AUTHORITY adopted and filed in the Suffolk County Registry of Deeds, Book 8195, Page 523, an ORDER OF TAKING dated March 28, 1968, concerning and describing the FENWAY URBAN RENEWAL AREA, all of the findings, determinations and descriptions set forth therein being incorporated herein by reference and made a part hereof; and

WHEREAS, the Redevelopment Authority has deposited with the Mayor of the City of Boston security to his satisfaction for the payment of such damages as may be awarded in accordance with law to the owner or owners of said area, as required by General Laws.

NOW THEREFORE BE IT ORDERED that the Boston Redevelopment Authority, acting under the provisions of the Housing Authority Law and all other authority thereunto enabling, and pursuant to the applicable provisions of General Laws (Ter.Ed.) Chapter 79, and of any and every power and authority to it, granted or implied hereby takes for itself in fee simple by eminent domain for the purposes hereinbefore set forth or referred to, the area or areas located in the City of Boston as hereinafter described in "Annex A" together with any and all easements and rights appurtenant hereto, including the trees, buildings, and other structures standing upon or affixed thereto, and including the fee, if any, in all public streets, highways and public ways in said area or areas or contiguous and adjacent to the property taken hereby, provided such fee is a part of said property, except any and all easements of travel in and to any and all public streets, highways and public ways in said area or areas or contiguous and adjacent thereto.

AND FURTHER ORDERED THAT in accordance with the provisions of the General Laws, awards are made by the BOSTON REDEVELOPMENT AUTHORITY for damages sustained by the owner or owners and all other persons including all mortgagees of record having any and all interest in each parcel described in "Annex A" and entitled to any damages by reason of the taking hereby made. The Boston Redevelopment Authority reserves the right to amend the award at any time prior to the payment thereof by reason of a change in ownership or value of said property before the right to damages t herefor has become vested or for other good cause shown. The awards hereby made are set forth in "Annex B" which Annex B is not to be recorded in the Registry of Deeds with this Order of Taking.

AND FURTHER ORDERED that the Secretary of the Boston Redevelopment Authority cause this instrument of Taking to be recorded in the Office of the Suffolk County Registry of Deeds.

IN WITNESS WHEREOF, we, the following members of the Boston Redevelopment Authority have caused the corporate seal of the Authority to be hereto affixed and these presents to be signed in the name and behalf of the Boston Redevelopment Authority.

DATED: January 21, 1971

BOSTON REDEVELOPMENT AUTHORITY

BY:

James G. Colbert
James G. Colbert
Patrick J. Bocanfuso
Patrick Bocanfuso

Paul J. Burns
Paul J. Burns
Joseph J. Walsh
Joseph J. Walsh

ATTEST:

Klaus J. J. J. J.
Secretary of the Boston Redevelopment Authority

ANNEX A

BOSTON REDEVELOPMENT AUTHORITY

FENWAY URBAN RENEWAL AREA

TAKING AREA DESCRIPTION

The following is the only parcel taken by this Order of Taking:

The area shown as TOTAL AREA STAGE II DISPOSITION = 206,958 square feet, shown on a plan entitled, "Boston Redevelopment Authority, Fenway Urban Renewal Project No. Mass. R-115, Street, Property & Eminent Domain Map, Boston (Suffolk County) Massachusetts, dated April 30, 1970," which Plan is recorded herewith - said area being bounded and described as follows:

Beginning at a point in the Westerly line of Massachusetts Avenue in the Northerly line of Westland Avenue:

Thence, running $N78^{\circ}-32'-32''$ W along said line of Westland Avenue twenty and fifty-eight hundredths (20.58) feet;

Thence, running $S20^{\circ}-16'-35''$ E twenty-three and fifty-two hundredths (23.52) feet;

Thence, running $N78^{\circ}-32'-32''$ W along a line parallel to the above mentioned line of Westland Avenue one hundred fifty-four and seventy-seven hundredths (154.77) feet to a point of curvature;

Thence, turning and running Northwesterly by a curve twelve and twenty hundredths (12.20) feet and a radius of twelve (12.00) feet to a point of tangency;

Thence, running $N20^{\circ}-17'-29''$ W sixteen and eighty-three hundredths (16.83) feet to a point in the aforementioned Northerly line of Westland Avenue;

Thence, running along said line $N78^{\circ}-32'-32''$ W two hundred eighty-nine and fifty-eight hundredths (289.58) feet;

Thence, running $N11^{\circ}-26'-00''$ E one hundred eighty-nine and eighty-nine hundredths (189.89) feet to a point in the Southerly line of Burbank Street;

Thence, turning and running Northeasterly by a curve eighty-seven and eleven hundredths (87.11) feet and a radius of two hundred (200.00) feet to a point of reverse curve;

Thence, turning and running Southeasterly by a curve eighteen and eighty-five hundredths (18.85) feet and a radius of twelve (12.00) feet to a point of tangency;

Thence, running $N20^{\circ}-17'-29''$ W twenty-nine and seventy-one hundredths (29.71) feet;

Thence, running $N85^{\circ}-12'-23''$ W one hundred fifty-one and twenty-five hundredths (151.25) feet to a point of curvature;

Thence, turning and running Northwesterly by two curves nineteen and seventy-one hundredths (19.71) feet and nineteen and eighty-five hundredths (19.85) feet and radii of forty-seven and eighteen hundredths (47.18) feet and sixty-five and ninety hundredths (65.90) feet respectively, to a point of tangency;

Thence, running $S78^{\circ}-32'-17''$ E fifteen and forty-one hundredths (15.41) feet to a point of curvature;

Thence, turning and running Northeasterly and Northwesterly by three curves ninety-five and thirty-seven hundredths (95.37) feet, sixty-seven and forty-two hundredths (67.42) feet, eighteen and eighty-five hundredths (18.85) feet and radii of eight hundred nineteen and forty-one hundredths (819.41) feet, one hundred fifty-four (154.00) feet, twelve (12.00) feet respectively, to a point of tangency;

Thence, running $N20^{\circ}-17'-29''$ W sixty-eight and ninety-nine hundredths (68.99) feet;

Thence, running $S87^{\circ}-22'-53''$ W ninety-five and seventy-six hundredths (95.76) feet;

Thence, running $N78^{\circ}-44'-54''$ W twenty and forty-nine hundredths (20.49) feet;

Thence, running $N11^{\circ}-18'-18''$ E ninety (90.00) feet;

Thence running $S78^{\circ}-44'-54''$ E five and three hundredths (5.03) feet;

Thence, running $N11^{\circ}-15'-06''$ E eighty-five (85.00) feet;

Thence, running $N78^{\circ}-33'-06''$ W seventy (70.00) feet to a point in the Southerly line of Norway Street;

Thence, running $N11^{\circ}-15'-06''$ E one hundred thirty-seven and seventy-two hundredths (137.72) feet to a point in the Westerly line of Edgerly Road;

Thence, running $S20^{\circ}-17'-29''$ E seventy-six and forty-six hundredths (76.46) feet;

Thence, running $N11^{\circ}-15'-06''$ E thirty-six and forty-seven hundredths (36.47) feet to the Southeasterly corner of Public Alley 904;

Thence, running $S78^{\circ}-28'-24''$ E by the Southerly line of said Alley eighty-one and fifty-seven hundredths (81.57) feet;

Thence, running $N69^{\circ}-43'-25''$ E twenty-one and seventy-seven hundredths (21.77) feet to a point in the Easterly line of Public Alley 903;

Thence, running $N20^{\circ}-16'-35''$ W along the Easterly line of Public Alley 903 seventy-one and thirty-five hundredths (71.35) feet;

Thence, running $S78^{\circ}-33'-06''$ E one hundred eleven and seventy-three hundredths (111.73) feet to a point in the Westerly line of Massachusetts Avenue;

Thence, running $S20^{\circ}-16'-35''$ E along the Westerly line of Massachusetts Avenue seven hundred eighty-two and thirty-five hundredths (782.35) feet to the point of the beginning.

THE OWNERS OF THE PARCEL HEREBY TAKEN ARE THE
TRUSTEES OF THE CHURCH REALTY TRUST.

The name of the owner herein listed as the supposed owner is such only as a matter of information, opinion and belief and is listed for informational purposes only.

ANNEX B

BOSTON REDEVELOPMENT AUTHORITY

FENWAY URBAN RENEWAL AREA

AWARD OF DAMAGES

THE AWARD FOR ORDER OF TAKING DATED 1/21/71 IS \$344,275.00.

